

House Bill 1423

By: Representatives Gordon of the 162<sup>nd</sup>, Glanton of the 76<sup>th</sup>, Mayo of the 91<sup>st</sup>, Long of the 61<sup>st</sup>, Stephens of the 161<sup>st</sup>, and others

A BILL TO BE ENTITLED  
AN ACT

To amend Article 1 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to general provisions for offenses against public health and morals, so as to provide for the crime of smoking in a motor vehicle while a child is restrained in a child passenger restraining system; to provide for related matters; to repeal conflicting laws; and for other purposes.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

**SECTION 1.**

Article 1 of Chapter 12 of Title 16 of the Official Code of Georgia Annotated, relating to general provisions for offenses against public health and morals, is amended by adding a new Code section to read as follows:

"16-12-2.1.

(a) It shall be unlawful for any person to smoke tobacco in any form in the presence of a child who is in a child passenger restraining system in a passenger automobile, van, or pickup truck.

(b) A person who violates subsection (a) of this Code section shall be guilty of a misdemeanor."

**SECTION 2.**

All laws and parts of laws in conflict with this Act are repealed.